

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

11 CIV. 2426

CHRISTOPHER ROSS

(In the space above enter the full name(s) of the plaintiff(s).)

v.

COMPLAINT

under the  
Civil Rights Act, 42 U.S.C. § 1983

Defendant No. 1 WESTCHESTER COUNTY

Defendant No. 2 TOWN OF MOUNT PLEASANT

Defendant No. 3 DETECTIVE LORENZO A. GRIPPO

Defendant No. 4

Defendant No. 5

Jury Trial: Yes ☒ No ☐  
(check one)

(In the space above enter the full name(s) of the defendant(s). If you cannot fit the names of all of the defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed in the above caption must be identical to those contained in Part I. No addresses should be included here.)

I. Parties in this complaint:

- A. List your name, identification number, and the name and address of your current place of confinement. Do the same for any additional plaintiffs named. Attach additional sheets of paper as necessary.

Plaintiff Name CHRISTOPHER ROSS 8076  
ID # \_\_\_\_\_  
Current Institution WESTCHESTER COUNTY JAIL  
Address P.O. BOX 10  
VALHALLA, N.Y. 10595

- B. List all defendants' names, positions, places of employment, and the address where each defendant may be served. Make sure that the defendant(s) listed below are identical to those contained in the above caption. Attach additional sheets of paper as necessary.

Defendant No. 1	Name <u>WESTCHESTER COUNTY</u>	Shield # _____
	Where Currently Employed _____	
	Address <u>148 MARTINE AVENUE</u>	
	<u>WHITE PLAINS, NEW YORK 10601</u>	
Defendant No. 2	Name <u>TOWN OF MOUNT PLEASANT</u>	Shield # _____
	Where Currently Employed _____	
	Address <u>1 TOWN HALL PLAZA</u>	
	<u>VALHALLA, NY</u>	
Defendant No. 3	Name <u>DET LORENZO A GRIPPO</u>	Shield # <u>D96</u>
	Where Currently Employed <u>WESTCHESTER COUNTY POLICE</u>	
	Address _____	
Defendant No. 4	Name _____	Shield # _____
	Where Currently Employed _____	
	Address _____	
Defendant No. 5	Name _____	Shield # _____
	Where Currently Employed _____	
	Address _____	

## II. Statement of Claim:

State as briefly as possible the facts of your case. Describe how each of the defendants named in the caption of this complaint is involved in this action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Attach additional sheets of paper as necessary.

- A. In what institution did the events giving rise to your claim(s) occur? \_\_\_\_\_  
WESTCHESTER COUNTY JAIL
- B. Where in the institution did the events giving rise to your claim(s) occur? \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_
- C. What date and approximate time did the events giving rise to your claim(s) occur? \_\_\_\_\_  
NOVEMBER 20, 2009

D. Facts: On December 2, 2009 Detective Lorenzo A.

What  
happened  
to  
you?

Grippio of the Westchester County Department County  
Police Department file a felony complaint against  
the Plaintiff Christopher Ross for Assault in the  
Second Degree Correctional Facility ( Class D Felony  
. Soon thereafter the Dectective Lorenzo A. Grippio  
filed a superseding misdemeanor complaint accusing  
the Plaintiff of Assault in the Third Degree  
committed at the Westchester County Jail Town  
of Mount Pleasant, County of Westchester on or about  
NOVember 20, 2009 at approximately 10:32 AM.

Who  
did  
what?

Was  
anyone  
else  
involved  
?

All charges were dismissed on July 22, 2010 based on  
the fact that the District Attorney was unable to  
produce a supporting disposition in the case at hand  
The plaintiff was adjudicated and cleared of all  
charges.

Who  
else  
saw  
what  
happened?

### III. Injuries:

If you sustained injuries related to the events alleged above, describe them and state what medical treatment, if any, you required and received.

FALSE ARREST 1,000,000.00 FALSE IMPRISONMENT 1,000,000.00  
MALICIOUS PROSECUTION 1,000,000.00

### IV. Exhaustion of Administrative Remedies:

The Prison Litigation Reform Act of 1995, 42 U.S.C. § 1997e(a), requires that "[n]o action shall be brought with respect to prison conditions under section 1983 of this title, or any other Federal law, by a prisoner confined in any jail, prison, or other correctional facility until such administrative remedies as are available are exhausted." Administrative remedies are also known as grievance procedures.

A. Did your claim(s) arise while you were confined in a jail, prison, or other correctional facility?  
Yes \_\_\_\_ No \_\_\_\_

If YES, name the jail, prison, or other correctional facility where you were confined at the time of the events giving rise to your claim(s). \_\_\_\_\_

B. Does the jail, prison or other correctional facility where your claim(s) arose have a grievance procedure?

Yes ☒ No \_\_\_\_\_ Do Not Know \_\_\_\_\_

C. Does the grievance procedure at the jail, prison or other correctional facility where your claim(s) arose cover some or all of your claim(s)?

Yes \_\_\_\_\_ No ☒ Do Not Know \_\_\_\_\_

If YES, which claim(s)? \_\_\_\_\_

D. Does the grievance procedure at the jail, prison or other correctional facility where your claim(s) arose not cover some of your claim(s)?

Yes \_\_\_\_\_ No \_\_\_\_\_ Do Not Know \_\_\_\_\_

If YES, which claim(s)? \_\_\_\_\_

E. Did you file a grievance in the jail, prison, or other correctional facility where your claim(s) arose?

Yes \_\_\_\_\_ No ☒

If NO, did you file a grievance about the events described in this complaint at any other jail, prison, or other correctional facility?

Yes \_\_\_\_\_ No ☒

F. If you did file a grievance, about the events described in this complaint, where did you file the grievance? \_\_\_\_\_

1. Which claim(s) in this complaint did you grieve? \_\_\_\_\_

2. What was the result, if any? \_\_\_\_\_

3. What steps, if any, did you take to appeal that decision? Describe all efforts to appeal to the highest level of the grievance process. \_\_\_\_\_

G. If you did not file a grievance, did you inform any officials of your claim(s)?

Yes \_\_\_\_\_ No \_\_\_\_\_

1. If YES, whom did you inform and when did you inform them? \_\_\_\_\_

2. If NO, why not? \_\_\_\_\_

I. Please set forth any additional information that is relevant to the exhaustion of your administrative remedies.

Note: You may attach as exhibits to this complaint any documents related to the exhaustion of your administrative remedies.

**V. Relief:**

State what you want the court to do for you. \_\_\_\_\_

## VI. Previous lawsuits:

A. Have you filed other lawsuits in state or federal court dealing with the same facts involved in this action?

Yes \_\_\_\_\_ No   x  

B. If your answer to A is YES, describe each lawsuit in questions 1 through 7 on the next page. (If

there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same format.)

1. Parties to this previous lawsuit:

Plaintiff \_\_\_\_\_

Defendants \_\_\_\_\_

2. Court (if federal court, name the district; if state court, name the county) \_\_\_\_\_

3. Docket or Index number \_\_\_\_\_

4. Name of Judge assigned to your case \_\_\_\_\_

5. Approximate date of filing lawsuit \_\_\_\_\_

6. Is the case still pending? Yes \_\_\_\_\_ No \_\_\_\_\_

If NO, give the approximate date of disposition \_\_\_\_\_

7. What was the result of the case? (for example: Was the case dismissed? Was there judgment in your favor? Was the case appealed?) \_\_\_\_\_

\_\_\_\_\_

On  
other  
claims

- D. Have you filed other lawsuits in state or federal court otherwise relating to your imprisonment?

Yes \_\_\_\_\_ No x

- E. If your answer to D is YES, describe each lawsuit in questions 1 through 7 on the next page. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same format.)

1. Parties to this previous lawsuit:

Plaintiff \_\_\_\_\_

Defendants \_\_\_\_\_

2. Court (if federal court, name the district; if state court, name the county) \_\_\_\_\_

3. Docket or Index number \_\_\_\_\_

4. Name of Judge assigned to your case \_\_\_\_\_

5. Approximate date of filing lawsuit: \_\_\_\_\_

6. Is the case still pending? Yes \_\_\_\_\_ No \_\_\_\_\_

If NO, give the approximate date of disposition \_\_\_\_\_

7. What was the result of the case? (for example: Was the case dismissed? Was there judgment in your favor? Was the case appealed?) \_\_\_\_\_

\_\_\_\_\_

Signed this 22 day of MARCH, 2011 I declare under penalty of perjury that the foregoing is true and correct.

Signature of Plaintiff

Christopher Ross

Inmate Number 8076

Mailing address

P.O. BOX 10

VALHALLA, NY 10595

Note: All plaintiffs named in the caption of the complaint must date and sign the complaint and provide their inmate numbers and addresses.

I declare under penalty of perjury that on this 22 day of MARCH, 2011 I will deliver this complaint to prison authorities to be mailed to the *Pro Se* Office of the United States District Court for the Southern District of New York.

Signature of Plaintiff:

Christopher Ross